

Judge Franklin D. Burgess

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, ) NO. CR06-5220FDB  
Plaintiff, ) ORDER  
v. ) CONTINUING TRIAL  
SERGIO CISNEROS-ALVAREZ, ) DATE AND EVIDENTIARY  
Defendant. ) HEARING DATE

Upon the unopposed request of Defendant to continue the trial and evidentiary hearing due date in the above-captioned case, and based upon the facts set forth in subparagraphs II.B.(1)-(4) of the Government's Response Regarding the Continuance of the Trial and Evidentiary Hearing, which are hereby incorporated by reference and adopted as findings of fact, the Court finds that such a continuance would serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial; therefore,

IT IS HEREBY ORDERED that the trial date be continued to October 23, 2006. The period of delay resulting from this continuance from August 28, 2006, up to and including the new trial date of October 23, 2006, is hereby excluded for speedy trial purposes under 18 U.S.C. § 3161(h)(8)(A) and (B) for the purpose of computing the time limitations imposed by the Speedy Trial Act, 18 U.S.C. § 3161-3174.

1 IT IS FURTHER ORDERED that the pretrial conference is reset for October 13,  
2 2006, and the evidentiary hearing on Defendant's pretrial motions will be rescheduled  
3 under separate Order of the Court.

4

5 DATED this 1<sup>st</sup> day of August, 2006.

6

7

8

9

10   
11

12 FRANKLIN D. BURGESS  
13 UNITED STATES DISTRICT JUDGE  
14

16 Presented by:  
17

19 JOHN MCKAY  
20 United States Attorney  
21

22 s/ Michael Dion  
23 MICHAEL DION  
24 Assistant United States Attorney  
25  
26  
27  
28